

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Highway Code is amended by adding
5 Section 9-113.02 as follows:

6 (605 ILCS 5/9-113.02 new)

7 Sec. 9-113.02. Damage to State-owned roadway property. Any
8 agency or instrumentality of the State of Illinois may seek
9 recovery for the cost of the repair or replacement of damaged
10 or destroyed roadway property, including related emergency
11 service charges. As used in this Section, "roadway property"
12 includes road safety equipment and emergency equipment.
13 Depreciation may not be used as a factor in determining the
14 cost of the damaged or destroyed roadway property for which
15 recovery is sought.

16 Section 99. Effective date. This Act takes effect upon
17 becoming law.